

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Tuesday, March 14, 2006 10:30 a.m. Room 519 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, McConico and Virgil Smith.

MEMBERS ABSENT/EXCUSED: Representative Bieda.

Representative Lipsey moved to adopt the minutes of the **March 1, 2006** meeting. The motion was supported by **Representative Rocca**. There being no objection, the motion prevailed by unanimous consent.

Chairman Van Regenmorter laid **HB 5421, HB 5422, HB 5531, HB 5532** and **HB 5533** before the committee:

HB 5421	Pavlov	Criminal procedure; sentencing; penalties for certain sex offenders; clarify. (25 yr. mandatory minimum for certain sex offenders)
HB 5422	Pavlov	Corrections; parole; jurisdiction of parole board over prisoner convicted of violent first degree sexual conduct against an individual less than 13 years old; revise. (SGL)
HB 5531	David Law	Crimes; criminal sexual conduct; mandatory lifetime electronic monitoring of persons convicted of certain criminal sexual conduct crimes; provide for and establish penalties for tampering with electronic monitoring device.
HB 5532	David Law	Corrections; other; lifetime satellite tracking of certain sex offenders; provide for.
HB 5533	David Law	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of tampering with electronic monitoring device; enact.

TESTIMONY

Representative David Law, sponsor of HB 5531, HB 5532 and HB 5533, explained his bills to the committee.

Representative Pavlov, sponsor of HB 5421 and HB 5422, explained his bills to the committee.

Chip St. Clair, Regional Director, representing Justice for Children, testified in support of the bills.

Laura Thomason, representing Justice for Children, testified in support of the bills.

Kristina Shouse, representing Justice for Children, testified in support of the bills.

Mark Lunsford, representing the Jessica Marie Lunsford Foundation, testified in support of the bills.

Sheriff Michael J. Bouchard, Oakland County Sheriff, representing Nicole Gee, submitted a card indicating support of the bills.

Jennifer, a parent of a sex offender, testified in support of the bills.

Representative Rocca moved to adopt the substitute **(H-2)** to **HB 5421**. The motion was supported by **Representative Schuitmaker**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Condino moved to report **HB 5421** with recommendation, as substitute **(H-2)**. The motion was supported by **Representative Schuitmaker**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Condino moved to adopt the substitute **(H-2)** to **HB 5422**. The motion was supported by **Representative Nofs**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Stakoe moved to report **HB 5422** with recommendation, as substitute **(H-2)**. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative David Law moved to adopt the substitute **(H-3)** to **HB 5531**. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Condino moved to report **HB 5531** with recommendation, as substitute **(H-3)**. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Schuitmaker moved to adopt the substitute **(H-1)** to **HB 5532**. The motion was supported by **Representative Stakoe**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Rocca moved to report **HB 5532** with recommendation, as substitute **(H-1)**. The motion was supported by **Representative David Law**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative David Law moved to adopt the substitute **(H-2)** to **HB 5533**. The motion was supported by **Representative Elsenheimer**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

Representative Rocca moved to report **HB 5533** with recommendation, as substitute **(H-2)**. The motion was supported by **Representative Stakoe**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives VanRegenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, McConico and Virgil Smith.

Nays: None,

Pass: None.

David Newman and **Steve Bock**, representing the Michigan Department of Corrections, submitted a card indicating support of the bills and did not wish to speak.

Representative Lipsey moved to excuse **Representative Bieda** from committee. The motion was supported by **Representative Nofs**. There being no objection, the motion prevailed by unanimous consent.

There being no further business to come before the committee, the Chair adjourned the meeting at 12:05 p.m.

Representative William Van Regenmorter, Chair
House Standing Committee on Judiciary

Malika Abdur-Rashid

Committee Clerk

517-373-7256

1 Hour 35 Minutes